

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES – GENERAL

Case No. CV 23-02403-SPG-MAR

Date January 23, 2024

Title Empire Fire and Marine Insurance Company v. Gilbert Poghosyan et al

Present: The Honorable	SHERILYN PEACE GARNETT UNITED STATES DISTRICT JUDGE
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Patricia Gomez

Not Reported

Deputy Clerk

Court Reporter / Recorder

Attorneys Present for Plaintiff:

Attorneys Present for Defendants:

Not Present

Not Present

Proceeding: (IN CHAMBERS) ORDER

Third Party Plaintiff Cesar Hilario Prado Barrios (“Third Party Plaintiff”) is **ORDERED** to show cause why this case should not be dismissed for lack of prosecution. *Link v. Wabash R. Co.*, 370 U.S. 626 (1962) (Court has inherent power to dismiss for lack of prosecution on its own motion).

Third Party Defendants **Levik Mirzakhaniyan, Gilbert Poghosyan and Sadaf Sadeghi** did not answer the complaint, yet Third Party Plaintiff has failed to request entry of default, pursuant to Fed. R. Civ. P. 55(a).

Accordingly, the Court, on its own motion, orders Third Party Plaintiff to show cause, in writing, **on or before February 6, 2024**, why this action should not be dismissed for lack of prosecution. Plaintiff can satisfy this order by seeking entry of default or by dismissing the complaint. This matter will stand submitted upon the filing of Third Party Plaintiff’s response. *See* Fed. R. Civ. P. 78. Failure to respond will be deemed consent to the dismissal of the action.

IT IS SO ORDERED.

_____: _____

Initials of Preparer pg _____